Crl. Misc. No.22742-M of 2007

Jasbir Kaur @ Babli vs. State of Punjab.

Present:- Mr.R.S.Rangpuri, Advocate
for the petitioner.

Mr. IPS Sidhu, Sr.DAG Punjab.

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Heard learned counsel for the parties.

The petitioner who is facing trial for the offence under Section 306 IPC seeks regular bail. The FIR has been registered on the statement of Harnam Singh, the brother of deceased, Devinder Kaur alias Sonia. It is stated that on the day of occurrence i.e. 1.2.2007 at about 7:30 a.m. the maternal aunt of Harnam Singh complainant namely Baby alias Narinder Kaur informed him on telephone that Devinder Kaur alias Sonia wife of Tarlochan Singh has expired. Then the complainant along with his cousin Narinder Singh went to the house of his sister Devinder Kaur and saw her dead body. She had signs of strangulation around her neck. The cause of her death was that her sister Devinder Kaur had earlier on many occasions informed that her husband Tarlochan Singh had illicit relations with her sister-in-law (brother's wife) namely Babli (petitioner). Apart from this Kirpal alias Nittu and Dharmjit Singh alias Dhana, who are the brothers of Babli (petitioner), used their influence in her house to favour her. In relation the petitioner is the elder brother's wife of the husband of the deceased Devinder Kaur.

The circumstances as to whether the husband of the deceased has illicit relations with the petitioner and if so its effect is to be considered and gone into during the trial of the case. At this stage it cannot be said whether the husband of the deceased had illicit relations with the petitioner.

The petitioner is in custody since 3.2.2007. The challan in the case has been filed. The trial is yet to start. It is likely to take some time before it is completed. The question whether the petitioner has abetted the suicide of Devinder Kaur is to be gone into after trial.

In the circumstance, the petitioner on her furnishing personal bond and surety to the satisfaction of the learned Chief Judicial Magistrate/ Judicial Magistrate Ist Class, Mohali, shall be admitted to bail.

(S.S.SARON)
JUDGE

10.5.2007.
Reema